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Michael F Williams

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FACSIMILE INFORMATION SHEET

DATE: February 7, 2005

TIME: 10:40pm Central Time

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THE FOLLOWING PAGES ARE FOR

NAME OF EXAMINER:

Ahshik Kim

GROUP ART UNIT:

2876

NAME OF AGENCY:

U.S. Patent and Trademark Office

FACSIMILE (FAX) NO.

703-872-9306

EXAMINER'S TELEPHONE NO.

571-272-2393

TRANSMITTING PARTY:

Mr. Mike Williams

FIRM:

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TOTAL NUMBER OF PAGES

14 Pages

(including this two page cover sheet):

IF PROBLEMS WITH

TRANSMITTAL CONTACT:

Mickala Anderson (319-366-7641, ext. 217)

RE: U.S. Patent Application No. 10/701,199

(Attorney Docket No. 37955XF)

RESPONSE TO OFFICE ACTION

These pages are being transmitted to Examiner Ahshik Kim for filing in Application No. 10/701,199.

Thank you.

Simmons, Perrine, Albright & Ellwood, P.L.C.

February 7, 2005

Page 2

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that, on the date shown below, this Facsimile Cover Sheet, of two (2) pages, a signed Fee Transmittal form, of one (1) page, a duplicate copy of the Fee Transmittal form, of one (1) page; a signed Petition For Extension of Time Under 37 CFR 1.136(a), of one (1) page; a duplicate copy of the signed Petition For Extension of Time Under 37 CFR 1.136(a), of one (1) page; a RESPONSE TO OFFICE ACTION, consisting of five (5) pages; a signed Appointment of Associate Attorney, of two (2) pages; and a signed Terminal Disclaimer, of one (1) page; are being facsimile transmitted to Examiner Ahshik Kim, Group Art Unit 2876, fax number (703) 872-9306 at the Patent and Trademark Office for filing in Application No. 10/701,199.

Date: February 7, 2005
Michael F. Williams, Reg. No. 39,875

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2005

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

| Complete If Known | |
|----------------------|------------------|
| Application Number | 10/701,199 |
| Filing Date | November 4, 2003 |
| First Named Inventor | Dennis A. Durbin |
| Examiner Name | Ahshik Kim |
| Art Unit | 2876 |
| Attorney Docket No. | 37955XF |

METHOD OF PAYMENT (check all that apply)

 Check Credit Card Money Order None Other (please identify): _____

 Deposit Account Deposit Account Number: 19-2260 Deposit Account Name: Simmons Perrine

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

 Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | _____ |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | _____ |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | _____ |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | _____ |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | _____ |

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | |
|--------------|--------------|----------|---------------|---------------------------|----------|
| | | | | Fee (\$) | Fee (\$) |
| - 20 or HP = | x | = | | 50 | 25 |

HP = highest number of total claims paid for, if greater than 20.

| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | |
|---------------|--------------|----------|---------------|---------------------------|---------------|
| | | | | Fee (\$) | Fee Paid (\$) |
| - 3 or HP = | x | = | | | |

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
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| - 100 = | / 50 = | (round up to a whole number) x | | |

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Terminal Disclaimer

Fees Paid (\$)

130.00

SUBMITTED BY

Signature

Registration No.
(Attorney/Agent) 39,875

Telephone 319-366-7841 (x 222)

Name (Print/Type)

Michael F. Williams

Date February 7, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| | | | | |
|---|------|--------------------------|----------------------|------------------|
| Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). | | Complete If Known | | |
| FEES TRANSMITTAL For FY 2005 | | Application Number | 10/701,199 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | Filing Date | November 4, 2003 | |
| TOTAL AMOUNT OF PAYMENT | (\$) | 130 | First Named Inventor | Dennis A. Durbin |
| | | | Examiner Name | Ahshik Kim |
| | | | Art Unit | 2876 |
| | | | Attorney Docket No. | 37955XF |

| | |
|--|---|
| METHOD OF PAYMENT (check all that apply) | |
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| <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>19-2260</u> Deposit Account Name: <u>Simmons Perrine</u> | |
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| <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 | <input checked="" type="checkbox"/> Credit any overpayments |
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| FEE CALCULATION | | | | | | | |
|---|--|---------------------|---|----------------------|----------------------------------|------------------|------------------------------|
| 1. BASIC FILING, SEARCH, AND EXAMINATION FEES | | | | | | | |
| | | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | |
| <u>Application Type</u> | | <u>Fee (\$)</u> | <u>Small Entity Fee (\$)</u> | <u>Fee (\$)</u> | <u>Small Entity Fee (\$)</u> | <u>Fee (\$)</u> | <u>Small Entity Fee (\$)</u> |
| Utility | | 300 | 150 | 500 | 250 | 200 | 100 |
| Design | | 200 | 100 | 100 | 50 | 130 | 65 |
| Plant | | 200 | 100 | 300 | 150 | 160 | 80 |
| Reissue | | 300 | 150 | 500 | 250 | 600 | 300 |
| Provisional | | 200 | 100 | 0 | 0 | 0 | 0 |
| 2. EXCESS CLAIM FEES | | | | | | | |
| Fee Description | | | | | | | |
| Each claim over 20 (including Reissues) | | | | | | | |
| Each independent claim over 3 (including Reissues) | | | | | | | |
| Multiple dependent claims | | | | | | | |
| <u>Total Claims</u> | | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> | <u>Multiple Dependent Claims</u> | | |
| - 20 or HP = | | x | = | | <u>Fee (\$)</u> | <u>Fee (\$)</u> | |
| HP = highest number of total claims paid for, if greater than 20. | | | | | | | |
| <u>Indep. Claims</u> | | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> | <u>Fee (\$)</u> | | |
| - 3 or HP = | | x | = | | | | |
| HP = highest number of independent claims paid for, if greater than 3. | | | | | | | |
| 3. APPLICATION SIZE FEE | | | | | | | |
| If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). | | | | | | | |
| <u>Total Sheets</u> | | <u>Extra Sheets</u> | <u>Number of each additional 50 or fraction thereof</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> | | |
| - 100 = | | /50 = | (round up to a whole number) x | = | | | |
| 4. OTHER FEE(S) | | | | | | | |
| Non-English Specification, \$130 fee (no small entity discount) | | | | | | | |
| Other (e.g., late filing surcharge): Terminal Disclaimer | | | | | | | |
| Fees Paid (\$) | | | | | | | |
| 130.00 | | | | | | | |

| | |
|--------------------------------------|----------------------|
| SUBMITTED BY | |
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| Name (Print/Type) | Michael F. Williams |
| Registration No. (Attorney/Agent) | 39,875 |
| Telephone | 319-366-7641 (x 222) |
| Date | February 7, 2005 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Appl. No. 10/701,199
Response dated Feb. 7, 2005
Action mailed Sept. 7, 2004

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CENTRAL FAX CENTER PATENT APPLICATION
FEB 07 2005
Attorney Docket No. 37955XF

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE

IN RE APPLICATION OF:) **GROUP ART UNIT: 2876**
Dennis A. Durbin) **EXAMINER: Ahshik Kim**
APPLICATION NO.: 10/701,199) **DOCKET REF.: 37955XF**
FILED: November 4, 2003) **SUBMITTED: February 7, 2005**
FOR: Reader For Decoding Two-Dimensional
Optically Readable Information

**RESPONSE TO
OFFICE ACTION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of September 7, 2004, please note the following:

General Authorization Under 37 CFR 1.136(a)(3) appears on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.